

REMARKS

Claims 1-25 are pending in this application. By this amendment, Applicants have amended claims 1, 15 and 16.

Reconsideration of the above-identified application in view of the foregoing amendments and the following remarks is respectfully requested.

Rejections Under 35 U.S.C. §§ 102 and 103:

In the final Office Action mailed March 23, 2006 (“the Office Action”), claims 1, 2, 4-6, 8, 9, 12, 13, 15 and 16 were rejected under 35 U.S.C. §102(b) as being anticipated by GB 2286505A to Robinson et al. (“Robinson”). Claims 3 and 14 were rejected under 35 U.S.C. §103 as being unpatentable over Robinson. Claims 7 and 10 were rejected under 35 U.S.C. §103 as being unpatentable over Robinson in view of US 2002/0101848 to Lee et al. Claim 11 was rejected under 35 U.S.C. §103 as being unpatentable over Robinson in view of US 6,636,502 to Lager et al. Claims 17-25 were rejected under 35 U.S.C. §103 as being unpatentable over Robinson in view of US 6,445,914 to Findikli et al. Claims 1, 15 and 16 are independent.

Claim 1 requires “supplying user identification data of said first wireless communication device to said second wireless communication device”. The specification of the instant application makes clear that “user identification data” is information that identifies the user of a mobile device rather than the mobile device itself. (See, e.g., Application, p.8, lines 21-24)

The Office Action alleges that the search message sent from mobile station 16 to transceiver 14 in Robinson comprises “user identification data”, as required by claim 1. (Office Action, p. 2) The search message of Robinson is described therein as comprising a mobile

station address, a message identification and, optionally, authentication information. (See, e.g., Robinson, p. 3, line 32 - p. 4, line 5)

Applicants respectfully submit that neither the mobile station address, the message identification, nor the authentication information of the search message of Robinson are “user identification data”, as required by claim 1.

As explained by Applicants in prior responses, the mobile station address of the search message in Robinson clearly identifies a mobile device rather than a user, and thus, is not “user identification data”, as required by claim 1. A “message identification” in Robinson also is not “user identification data” because it identifies a message, such as a search message, an acknowledgement message or the like, rather than a user.

The Advisory Action mailed on July 10, 2006 asserts that “the authentication message alone reads on the ‘user identification data’ because it serves to ‘authenticate the gateway transceiver as a proper gateway transceiver for mobile station 16”. (See Advisory Action, pp. 3-4)(citing Robinson, p. 4, lines 2-5 and lines 17-23) However, *nothing* in Robinson discloses what the authentication information is, let alone, teaches or suggests that the authentication information identifies a user of the mobile station 16, and is thus, “user identification data”, as required by claim 1.

Moreover, it is incorrect to say that the authentication information of Robinson *inherently* includes user identification data. This is because the authentication information can consist entirely of information other than user identification data. For example, the authentication information of Robinson may involve a public key encryption process, wherein the authentication information sent from mobile station 16 to transceiver 14 comprises a random message encrypted with a public key that is decrypted by transceiver 14 using a private key.

Transceiver 14 would then authenticate itself by returning the decrypted random message to mobile station 16 for comparison with the version of the message originally sent. If there is a match, then transceiver 14 is a valid transceiver. The encrypted random message in the foregoing example, however, clearly would not be “user identification data” since it would not in any way identify the user of mobile station 16. Hence, the authentication information of Robinson neither expressly nor inherently comprises “user identification data”, as required by claim 1.

Accordingly, Applicants respectfully submit that because neither the mobile station address, the message identification, nor the authentication information of the search message of Robinson, either alone or in combination, are “user identification data”, claim 1 is not anticipated by Robinson for this reason alone.

In addition, however, claim 1 further requires “making a contact from said second wireless communication device to its own communications network using the user identification data of said first wireless communication device”. In contrast, in Robinson, the authentication information sent from mobile station 16 to transceiver 14 is not used to contact the system controller of the trunked radio system of Robinson; rather, it is used only to authenticate transceiver 14 as a valid transceiver. If after transceiver 14 has been validated, mobile station 16 decides to employ transceiver 14 as a gateway to the radio system, transceiver 14 does not use the authentication information originally transmitted to it by mobile station 16 to make contact with the radio system. Instead, it uses the device address of mobile station 16, which, for the reasons previously explained, Applicants submit is clearly not user identification information. Thus, claim 1 is not anticipated by Robinson for this additional reason.

Accordingly, for at least the foregoing reasons, Applicants respectfully submit that claim 1 is not anticipated by Robinson. Claims 15 and 16 contain limitations similar to those found in claim 1, and thus, are allowable for at least the same reasons as set forth above in urging the allowance of claim 1.

Dependent Claims:

Applicants do not believe it necessary at this time to address the rejections of the dependent claims as Applicants believe that the foregoing places the independent claims in condition for allowance. Applicants, however, reserve the right to address those rejections in the future should such a response be deemed necessary and appropriate.

CONCLUSION

Applicants respectfully submit that this Application is in condition for allowance for which action is earnestly solicited.

If a telephone conference would facilitate prosecution of this Application in any way, the Examiner is invited to contact the undersigned at the number provided.

AUTHORIZATION

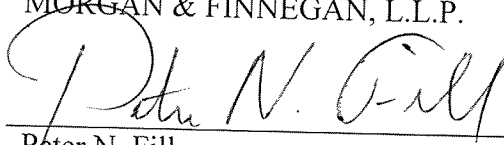
The Commissioner is hereby authorized to charge any additional fees which may be required by this response, or credit any overpayment to Deposit Account No. 13-4500, Order No. 4208-4072. A DUPLICATE COPY OF THIS PAPER IS ATTACHED.

In the event that an extension of time is required, or which may be required in addition to that requested in a petition for an extension of time, the Commissioner is requested to grant a petition for that extension of time which is required to make this response timely and is hereby authorized to charge any fee for such an extension of time or credit any overpayment for an extension of time to Deposit Account No. 13-4500, Order No. 4208-4072. A DUPLICATE COPY OF THIS PAPER IS ATTACHED.

Respectfully submitted,
MORGAN & FINNEGAN, L.L.P.

Dated: September 21, 2006

By:


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